

AMENDED

CORRECTED PERMIT

No 39074

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office SEP 17 1979

Returned to applicant for correction

Corrected application filed NOV 9 1979

Map filed NOV 9 1979

The applicant Utah International, Inc.

550 California

of San Francisco

Street and No. or P.O. Box No.

City or Town

California 94104

State and Zip Code No.

, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Delaware, December 13, 1956

1. The source of the proposed appropriation is underground (developed water)
Name of stream, lake or other source.
Sutton two portal
2. The amount of water applied for is 1.0 cfs. second-foot
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet. acre-feet
3. The water to be used for milling, mining and domestic purposes
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated)
(b) Stockwater (state number and kinds of animals to be watered)
(c) Other use (describe fully under "No. 12. Remarks")
(d) Power:
(1) Horsepower developed
(2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: within the NW 1/4 NW 1/4
Sec. 35, T. 34 N., R. 34 E., M.D.B. & M., at a point from which the
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
Southeast corner of said Section 35 bears S 43°40' E., a distance of 6,230.0 feet.
it should be stated.
6. Place of use within Section 35, T. 34 N., R. 34 E., M.D.B. & M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Water will be developed in an
existing mine shaft. A submersible pump will be installed, together with
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.
suitable piping to convey water to the place of use.

9. Estimated cost of works.....\$25,000.00
10. Estimated time required to construct works.....Three years
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use.....Five years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
- Water will be used for milling, mining and domestic purposes. Water from this source, together with other permitted ground water rights will be utilized to run the mill. At this date, the exact mill consumption is not known.

By.....s/Ross E. de Lipkau
Signature, applicant or agent
Ross E. de Lipkau
P. O. Box 2790
Reno, Nevada 89505

Compared.....gk/bc.....gk/bc

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This corrected permit is issued for the purpose of deleting from the terms of the permit the annual duty limitation of 630.7 million gallons annually in combination with Permits 12726, 12727, 36915, 36916, and 36917.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.0.....cubic feet per second, but not to exceed.....724.0 acre-feet annually.

Actual construction work shall begin on or before.....February 14, 1981

Proof of commencement of work shall be filed before.....March 14, 1981

Work must be prosecuted with reasonable diligence and be completed on or before.....February 14, 1982

Proof of completion of work shall be filed before.....March 14, 1982

Application of water to beneficial use shall be made on or before.....February 14, 1984

Proof of the application of water to beneficial use shall be filed on or before.....March 14, 1984

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....FEB 26 1981

Completion of work filed.....FEB 26 1981

Proof of beneficial use filed.....MAR 1 1985

Cultural map filed.....

Certificate No.....11179.....Issued.....JUN 3 1985

IN TESTIMONY WHEREOF, I.....WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this.....2nd.....day of.....DECEMBER.....

A.D. 1980.....
William J. Newman
State Engineer

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The applicant..... Utah International, Inc.

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State and Zip Code No.waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
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Name of stream, lake or other source.

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Irrigation, power, mining, manufacturing, domestic, or other use.

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(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

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corner of said Section 35 bears S 43°40' E., a distance of 6,230.0 feet.
it should be stated.6. Place of use within Section 35, T. 34 N., R. 34 E., M.D.B. & M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.7. Use will begin about January 1 and end about December 31, of each year.
Day and Month Day and Month8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Water will be developed in an
existing mine shaft. A submersible pump will be installed,
-State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.
together with suitable piping to convey water to the place of use.

9. Estimated cost of works \$25,000.00.....
10. Estimated time required to construct works.....Three years.....
11. Estimated time required to complete the application to beneficial use.....Five years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used for milling, mining and domestic purposes. Water from this source, together with other permitted ground water rights will be utilized to run the mill. At this date, the exact mill consumption is not known.

Applicant.....UTAH INTERNATIONAL, INC.

By s/Ross E. de Lipkau
P. O. Box 2790
Reno, Nevada 89505

Compared bk/bl

gk/ja

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The total combined duty of water under this permit and Permits 12726, 12727, 36915, 36916, and 36917 shall not exceed 630.7 million gallons annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 235.9 million gallons annually.

Actual construction work shall begin on or before.....February 14, 1981

Proof of commencement of work shall be filed before.....March 14, 1981

Work must be prosecuted with reasonable diligence and be completed on or before.....February 14, 1982

Proof of completion of work shall be filed before.....March 14, 1982

Application of water to beneficial use shall be made on or before.....February 14, 1984

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Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
Completion of work filed.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....
Recorded.....
County Recorder

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 14th day of AUGUST

A.D. 19 80

William J. Newman
State Engineer